IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORIDNARY ORIGINAL CIVIL JURISIDICTION

F.A. PETITION NO. 160 OF 2004

In the matter of Section 11 of the Guardian and Wards Act, 1890;

AND

In the matter of the appointment of the guardian of the person fo the femal minor child, SITA, an inmate of Bal Vikas Mandal, Latur.

Mr. Mark William Brumbill .. Petitioner.

Mr. Anil Joshi i/b. Ajit Kulkarni for the petitioner.
Mr. N.C. Patel, AGP for the respondent.
Mr. Hari, respondent of I.C.S.W.

CORAM: S.U. KAMDAR, J.

DATE : 15TH DECEMBER, 2004.

P.C. :

1. The present petition has been adjourned earlier with instructions to the agency Bal Vikas Mandal, Latur to file various documents on record pertaining to the capability and credibility as also inrespect of the medical records of the child to be adopted. Some of the documents are filed by the Bal Vikas Mandal, they are taken on record. Insofar as the

documents pertaining to the medical health are also filed in this court.

2. The wife of the petitioner, Mrs. Sally Jay Bfumbill is present in the Court. She has arrived from U.S.A. I have interviewed her and I am satisfied that the care of the child can be given in the hands of the petitioner. However, I pass the following additional directions in the present matter;

(i) that before the child is moved out of the jurisdiction of this Court, the child must be medically examined with the Wadia Children Hospital, Bombay by the Child Specialist of the said hospital.

(ii) that the petitioner shall file every six monthly the progress report of the child both in respect of the medical progress as well as educational and social progress of the child. These reports are to be filed in the court every six months for a period of three years for monitering the progress of the child.

(iii) that the adoption agency, i.e. Bal Vikas Mandal is directed to complete and file

on their record such as their Registration certificate with the State and or Central Government, Balance Sheet with the complete list of assets, the names of the managing committee members of their organisation, and the names and their objects of the other social organisations, Indian as well as foreign with whom Bal Vikas Mandal is associated or affiliated with for the purpose of carrying out the activities of adoption. The said Bal Vikas Mandal is further directed to furnish the details and latest progress report of the children as well as their parents to whom they have been given by way of adoption by them. The said reports should be filed in the court within four weeks from today.

3. With the aforesaid directions, the petition is made absolute in terms of prayer clause (a), (b) and (c).

4 The petitioners are also directed to pay RS.2500/- to ICSW, Mumbai. I also direct the petitioner to keep this Court informed about the future health of the child from time to time.

. C.C. expedited.

. All concerned to act on a copy of this order duly authenticated by the Office/Chamber Registrar of this Court.

SD/-

(S.U. KAMDAR, J)